

**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **RETURN PATH FILTER**, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed: **NONE**

Prior Foreign Application(s)	<u>Priority Claimed</u>
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(Number)	(Country)	(Date Filed)	Yes	No
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I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below: **NONE**

(Application Number)	(Filing Date)
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I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application: **NONE**

(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)
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POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

Lawrence P. Trapani Reg. No. 32,086
Bernhard P. Molldrem, Jr. Reg. No. 28,973

Send Correspondence to:

Lawrence P. Trapani
2nd Floor, Monroe Building
333 East Onondaga Street
Syracuse, New York 13202

Direct Telephone Calls to:

Lawrence P. Trapani
TEL (315) 422-4323
FAX (315) 422-4318

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the Untied States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor Andrew F. Tresness

Inventor's signature Andrew F. Tresness Date 3/14/97

Residence 4610 Watergap, Manlius, New York 13104

Citizenship U.S.A.

Post Office Address SAME

Full name of second joint inventor Martin L. Zelenz

Inventor's signature Martin L. Zelenz Date 3-14-97

Residence DeWitt, New York

Citizenship U.S.A.

Post Office Address 6818 Woodchuck Hill Road, Fayetteville, New York 13066



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Andrew F. Tresness and
Martin L. Zelenz

Att'y Doc. No.: 450.022PA

Ser. No.:

Group Art Unit:

Filed:

Examiner:

Title: RETURN PATH FILTER

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

**VERIFIED STATEMENT (DECLARATION) CLAIMING
SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(c))
- SMALL BUSINESS CONCERN**

Sir:

I hereby declare that I am a trustee of the trust identified below, and I am empowered to act on behalf of said concern:

NAME OF CONCERN: TRESNESS IRREVOCABLE PATENT TRUST

ADDRESS OF CONCERN: 2030 Erie Boulevard East, Syracuse, New York 13224

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the person employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled: **RETURN PATH FILTER**, by inventors Andrew F. Tresness and Martin L. Zelenz, and described in the specification filed herewith.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Arcom Automatics, L.L.C., 185 Ainsley Drive, Syracuse, New York 13210
Arrow Communication Laboratories, Inc., 185 Ainsley Drive, Syracuse, N.Y. 13210

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

TRESNESS IRREVOCABLE PATENT TRUST

BY: _____

Arnold J. Hodes, Trustee

DATE: 3/14/97

ADDRESS: 2030 Erie Boulevard East, Syracuse, New York 13224



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Andrew F. Tresness and
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SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(c))
- SMALL BUSINESS CONCERN

Sir:

I hereby declare that I am the President of the small business concern identified below, and I am empowered to act on behalf of said concern:

NAME OF CONCERN: ARROW COMMUNICATION LABORATORIES, INC.

ADDRESS OF CONCERN: 185 Ainsley Drive, Syracuse, New York 13210

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the person employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled: **RETURN PATH FILTER**, by inventors Andrew F. Tresness and Martin L. Zelenz, and described in the specification filed herewith.

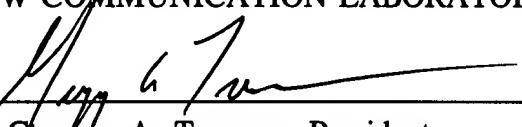
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Arcom Automatics, L.L.C., 185 Ainsley Drive, Syracuse, New York 13210
Tresness Irrevocable Patent Trust, 2030 Erie Boulevard East, Syracuse, N.Y. 13224

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ARROW COMMUNICATION LABORATORIES, INC.

BY: 

Gregory A. Tresness, President

DATE: 3/14/97

ADDRESS: 185 Ainsley Drive, Syracuse, New York 13210



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Andrew F. Tresness and
Martin L. Zelenz

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Sir:

I hereby declare that I am the Manager of the small business concern identified below, and I am empowered to act on behalf of said concern:

NAME OF CONCERN: ARCOM AUTOMATICS, L.L.C.

ADDRESS OF CONCERN: 185 Ainsley Drive, Syracuse, New York 13210

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the person employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

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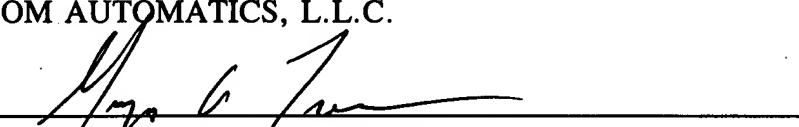
If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

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ARCOM AUTOMATICS, L.L.C.

BY: 

Gregory A. Tresness, Manager

DATE: 3/4/87

ADDRESS: 185 Ainsley Drive, Syracuse, New York 13210